

REMARKS

The above-identified application was allowed per a Notice of Allowance mailed on January 25, 2010. The issue fee has not been paid.

Subsequent to the receipt of the Notice of Allowance, Applicant noted that although previously presented dependent claim 94 was agreed upon in a January 11, 2010 Examiner Interview as allowable, and indicated as such in the Notice of Allowance, dependent claim 94 was inadvertently canceled in the Examiner's Amendment mailed with the Notice of Allowance.¹ Accordingly, the requested amendment is submitted to reinstate and correct the dependency of previously presented dependent claim 94 as new claim 101.

Applicant respectfully submits that the amendment is needed to correct an inadvertent cancelation of a claim and its dependency. Furthermore, the amendment does not raise new issues, and allowance of the claims will not require additional search and consideration, as new claim 101 is substantially identical to canceled claim 94, with a mere correction to its dependency. Moreover, new claim 101 is allowable at least because it depends from allowed independent claim 40. As such, Applicant respectfully requests that this Amendment be entered and for claims 1-3, 7, 8, 13-19, 21-31, 33, 34, 36-44, 46, 48, 49, 51, 52, 56-59, 61, 84, 86, 88-93, 95, 96, 100, and 101 to proceed to issue.

¹ Applicant also notes that in the remarks preceding the claims listing in the Examiner's Amendment, claim 94 is listed as allowable, but claim 95 is not listed as allowable. Claim 95, however, is indicated as allowable in the Notice of Allowance. Accordingly, Applicant believes that claim 95 was inadvertently not listed as allowable in the Examiner's Amendment remarks and requests appropriate clarification if inaccurate.

Please grant any extensions of time required to enter this response and charge
any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 31, 2010

By:  _____

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